STATE OF ARRZONA FILED

STATE OF ARIZONA

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DEPARTMENT OF INSURANCE

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In the Matter of:	1
) No. 12A-020-INS
GATLING, TONI MARIE, (License number # 973979)) CONSENT ORDER
(NPN # 15946114)) Hearing 03/26/12, 8:00 a.m.
) ALJ Sondra Vanella
Respondent)
)

The State of Arizona Department of Insurance ("Department") has received evidence that **Toni Marie Gatling** has violated provisions of Title 20, Arizona Revised Statutes ("A.R.S."). Respondent wishes to resolve this matter without the commencement of formal proceedings, and admits the following Findings of Fact are true and consents to entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

- 1. Toni Marie Gatling ("Respondent") is, and was at all material times licensed as a resident personal lines (P&C) producer, Arizona license number 973979, which expires November 30, 2013.
- 2. Respondent's mailing, business and residence addresses of record with the Department are: 6645 W. Bell Road, Suite A-105, Glendale, Arizona 85308 (business); 1231 Greenway Drive, Suite 600, Irving, TX 75038 (mailing); and 8092 W. Paradise Lane, #2053, Peoria, Arizona 85382 (residence).
- 3. On or about September 14, 2010, the Department issued to Respondent an insurance license as a resident personal lines (P&C) producer, Arizona license number 973979.
- 4. On March 22, 2011, the Department notified Respondent by mail at her mailing address of record that her fingerprint card had been processed and returned by the Arizona Department of Public Safety (DPS) as illegible. The Department requested a replacement set

of fingerprints along with a completed "Illegible Fingerprint Replacement Form" on or before April 21, 2011.

- 5. On August 17, 2011, the Department notified Respondent a second time by mail at her residence address of record that it was about to initiate an administrative action against her license for failure to comply with the fingerprint requirement. The Department requested a response by September 15, 2011.
- 6. To date, Respondent has not submitted a full set of fingerprints to the Department.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct as described above constitutes the violation of the requirement that an applicant submit a full set of fingerprints to the Department within the meaning of A.R.S. § 20-285(E)(2).
- 3. Respondent's conduct as described above constitutes providing incomplete information in the license application within the meaning of A.R.S. § 20-295(A)(1).
- 4. Respondent's conduct as described above constitutes the violation of any provision of A.R.S. Title 20 or any rule, subpoena or order of the director within the meaning of A.R.S.§20-295(A)(2).
- 5. Grounds exist for the Director to suspend, revoke, or refuse to renew Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to A.R.S. §§20-295(A) and (F).

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent may surrender her insurance producer license, Arizona license number **973979**.

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2	The hearing, Docket #12A-020-INS, scheduled for March 26,	2012,	at 8:00 a.m
is vacated	_		

DATED AND EFFECTIVE this 27th day of April, 2012.

CHRISTINA URIAS Director of Insurance

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law and Order.
- 2. Respondent admits to the jurisdiction of the Director of Insurance, State of Arizona, and admits the foregoing Findings of Fact and consents to the entry of the foregoing Conclusions of Law and Order.
- 3. Respondent is aware of her right to notice and a hearing at which she may be represented by counsel, present evidence and examine witnesses. Respondent irrevocably waives her right to such notice and hearing and to any court appeals relating to this Consent Order.
- 4. Respondent states that no promise of any kind or nature whatsoever, except as expressly contained in this Consent Order, was made to her to induce her to enter into this Consent Order and that she has entered into this Consent Order voluntarily.
- 5. Respondent acknowledges that the acceptance of this Consent Order by the Director is solely to settle this matter against her and does not preclude any other agency, officer, or subdivision of this state including the Department from instituting civil or criminal proceedings as may be appropriate now or in the future not related to this matter.

1	6. Respondent acknowledges that this Consent Order is an administrative action		
2	that the Department will report to the National Association of Insurance Commissioners		
3	(NAIC). Respondent further acknowledges that she must report this administrative action to		
4	any and all states in which she holds an insurance license and must disclose this		
5	administrative action on any license application.		
6 7	Date Jone Marie Hallery Toni Marie Gatling, Arizona License # 973979		
8			
9	COPIES of the foregoing mailed/delivered this 27th day of April , 2012, to:		
10 11 12	Toni Marie Gatling 19440 Glenwood Rd., Apt. 309 Chicago Heights, IL 60411 Respondent		
13 14 15	Mary E. Kosinski, Exec. Assistant for Regulatory Affairs Mary Butterfield, Assistant Director Catherine M. O'Neil, Consumer Legal Affairs Officer Steven Fromholtz, Licensing Supervisor Department of Insurance 2910 North 44 th Street, Suite 210 Phoenix, Arizona 85018		
17 18	Sondra Vanella, Administrative Law Judge Office of Administrative Hearings 1400 West Washington, Suite 101 Phoenix, AZ 85007		
19 20	Curvey Walters Burton		
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